

IN THE UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

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UNITED STATES OF AMERICA,	:	CASE NO. 5:09 CR 013
	:	
Plaintiff	:	
	:	
-vs-	:	ORDER ADOPTING REPORT AND
	:	RECOMMENDATION
DARRELL R. TERRY	:	
	:	
Defendant	:	
-----	:	

UNITED STATES DISTRICT JUDGE LESLEY WELLS

This matter was referred to United States Magistrate Judge Kenneth S. McHargh for a supervised release violation hearing for the purpose of returning a Report and Recommendation (R&R), pursuant to 28 U.S.C. § 636(b)(1)(B). Following a hearing in which Mr. Terry was represented by counsel, Magistrate Judge McHargh returned a recommendation that the defendant knowingly and voluntarily admitted the supervised release violation presented in the violations report. (Doc. 26).

Neither party objected to Magistrate Judge McHargh's R&R. Any further review by this Court would be a duplicative and inefficient use of the Court's limited resources. Thomas v. Arn, 474 U.S. 140 (1985); Howard v. Secretary of Health and Human

Services, 932 F.2d 505 (6<sup>th</sup> Cir. 1991); United States v. Walters, 638 F.2d 947 (6<sup>th</sup> Cir. 1981).

Accordingly, this Court shall, hereby, adopt the Report and Recommendation finding Mr. Terry has violated the terms of his supervised release and impose a 45 day period of incarceration in the custody of the U.S. Marshal to be followed by 2 years of supervised release. Along with the standard release conditions, supervision will also include Mr. Terry's participation in the Drug After Care Program and obtaining employment.

IT IS SO ORDERED.

/s/Lesley Wells  
UNITED STATES DISTRICT JUDGE

Date: 14 October 2011